

REMARKS/ARGUMENTS

Claims 1-17 remain pending in the application, as claim 18 has been canceled without prejudice. In the Office Action, claims 1-3, 17 and 18 were rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent Application Publication No. 2004/0264413 to Kaidar, et al. (Kaidar). Claims 4-16 were allowed.

Regarding rejected claims 1-3 and 17, Applicants have amended independent claims 1 and 17 in a fashion similar to the amendments of claims 4, 9, 10 and 13 in the December 13, 2006 response by Applicants to the Office Action dated June 16, 2006. Note the Examiner accepted the amendments of the December 13, 2006 response and allowed claims 4-16. No new matter has been added in view of the amendments. In further support of allowance, Applicants submit that Kaidar does not teach a first station receiving probe responses from an access point in response to probe requests sent by a second station.

In view of the above, Applicants submit that the above claims are now patentable over the prior art. Reconsideration and withdrawal of the rejection of the claims is respectfully requested. Passing of this case is now believed to be in order, and a Notice of Allowance is earnestly solicited.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein. No amendment made was for the purpose of narrowing the scope of any claim, unless Applicants have argued herein that such amendment was made to distinguish over a particular reference or combination of references.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicants' attorney or agent at the number indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

The Commissioner is hereby authorized to charge any necessary fee, or credit any overpayment, to Motorola, Inc. Deposit Account No. 50-2117.

Respectfully submitted,

Date: July 23, 2007

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